

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

AARON CARDINALE,

Defendant.

**8:22CR247**

**ORDER ON PETITION FOR ACTION  
ON CONDITIONS OF PRETRIAL  
RELEASE**

The defendant appeared before the Court<sup>1</sup> on August 29, 2023, regarding Amended Petition for Action on Conditions of Pretrial Release [56]. Richard McWilliams represented the defendant. Kathryn Pflug represented the government on behalf of Thomas Kangior. The defendant was advised of the alleged violation(s) of pretrial release, the possible sanctions for violation of a release condition, and the right to a hearing in accordance with the Bail Reform Act. 18 U.S.C. § 3148.

The defendant entered an admission to violating condition(s) of release. The Court took judicial notice of the petition and violation report. The Court found the defendant freely, knowingly, intelligently, and voluntarily admitted violating release condition (k). The Court further found there is clear and convincing evidence that a condition was violated. Therefore, the Court found the defendant violated the Order Setting Conditions of Release [27].

The government requested an order of revocation and detention. However, the defendant was in state custody and therefore the matter was held in abeyance. The defendant has now come into federal custody and by representation of counsel submits on the matter of revocation and detention without argument or allocution. After consideration of the report of Pretrial Services, the Court finds there is no condition or combination of conditions of release that will assure that the defendant will not flee or pose a danger to the safety of any other person or the community; and the defendant is unlikely to abide by any condition or combination of conditions of release. The government's request for revocation and detention is granted. The Order Setting Conditions of Release [27] is revoked and the defendant shall be detained until further order of the court.

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<sup>1</sup> United States Magistrate Judge Susan M. Bazis, now United States District Judge Bazis.

The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a correctional facility separate, to the extent practicable, from persons awaiting or serving sentence or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of the court of the United States or on the request of an attorney for the government, the person in charge of the correctional facility shall deliver the defendant to the United States Marshal for purpose of an appearance in connection with a court proceeding.

**IT IS SO ORDERED.**

Dated this 12th day of April, 2024.

BY THE COURT:

s/ Michael D. Nelson  
United States Magistrate Judge